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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
LARRY EUGENE MONK,
Defendant.

Criminal No. CR 07-MJ-70720

**[PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
FROM DECEMBER 13, 2007 TO
DECEMBER 20, 2007**

The parties appeared before the Honorable Maria Elena-James on December 13, 2007.
With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(b), from December 13, 2007 to December 20, 2007. The parties are awaiting a the disposition involving a finalized plea agreement between the defendant and the U.S. Attorney's Office in the Western District of Texas that could result in a possible transfer of the case into the Northern District of California. The exclusion of time is appropriate under 18 U.S.C. §

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3161(h)(1)(G).

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from December 13, 2007 to December 20, 2007 outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from December 13, 2007 to December 20, 2007 be excluded from Speedy Trial Act calculations under 18 U.S.C. §§ 3161(h)(8)(A) and 3161(h)(1)(G).

IT IS SO STIPULATED.

DATED: 12/13/07

/s/

ANN C. MOORMAN
Counsel for Larry Eugene Monk

DATED: 12/13/07

/s/

ALBERT B. SAMBAT
Special Assistant United States Attorney

IT IS SO ORDERED.

DATED: _____

THE HON. MARIA-ELENA JAMES
United States Magistrate Judge